

Remarks

Claims 1-26 are pending. Claims 1-26 stand rejected. Applicants respectfully traverse the rejection and request allowance of claims 1-26.

Claims 1, 5, 6, 8-10, 12, 16, 17, 19-21, and 23-26 stand rejected under 35 U.S.C. § 103(a) over U.S. Patent 6,493,744 (Emens et al.) in view of U.S. Patent Publication 2004/0250272 (Durden).

Independent claims 1, 12, 23, and 24 require allowing said user to access said electronic media object if said analyzing step determines that said electronic media object contains at least one predefined appropriate content item, wherein said analyzing step allows said access at least based on recognizing at least one person included in said predefined appropriate content.

The Office Action appropriately acknowledges that Emens does not disclose a predefined appropriate content item, does not disclose recognizing at least one person included in a predefined appropriate content, and does not disclose allowing access at least based on recognizing at least one person included in a predefined appropriate content.

The Office Action combines newly provided Durden with Emens. The Office Action asserts that Durden discloses “allowing said user to access said electronic media object if said analyzing step determines that said electronic media object contains at least one predefined appropriate content item; wherein said analyzing step allows said access at least based on recognizing at least one person included in said predefined appropriate content.” The Office Action cites paragraph [0069] in support of this assertion.

The assertion is incorrect. The cited portion of Durden merely defines “content” in regard to a content field (“content attribute 48”), with the content attribute 48 being included in control data 36 received from a transmission facility 12 (see FIG. 2 and see paragraphs [0055] and [0058-0059]). Durden teaches that a content attribute 48 may be a value associated with a trait or attribute of a program 40 (see paragraph [0062] on page 5). Durden discloses using real-time ratings information to block or modify program content (see paragraph [0064], tables I and II, and paragraphs [0092-0094]). The ratings

information is received through the transmission facility 12 along with the program 40 (see paragraphs [0044-0045]).

Durden does not anywhere disclose a predefined appropriate content item. In addition, Durden does not anywhere disclose recognizing at least one person included in a predefined appropriate content. Moreover, Durden does not anywhere disclose allowing access at least based on recognizing at least one person included in a predefined appropriate content.

Independent claims 1, 12, 23, and 24 therefore include features that are neither taught nor suggested by Emens or Durden. Claims 5, 6, 8-10, 16, 17, 19-21, and 25-26 are allowable for the same reasons as claims 1, 12, 23, and 24.

Dependent claims 2-4 and 13-15 stand rejected under 35 U.S.C. § 103(a) as being obvious over Emens and Durden and further in view of U.S. Patent 5,832,212 (Cragun et al.). Claims 2-4 and 13-15 depend from independent claims 1 and 12 and therefore are patentable for the reasons previously discussed.

Dependent claims 7 and 18 stand rejected under 35 U.S.C. § 103(a) as being obvious over Emens and Durden and further in view of Forsythe, "Identifying nude pictures" Forsythe, D. A., Fleck, M.M. Claims 7 and 18 depend from independent claims 1 and 12 and therefore are patentable for the reasons previously discussed.

Dependent claims 11 and 22 stand rejected under 35 U.S.C. § 103(a) as being obvious over Emens and Durden and further in view of PR Newswire (Worldlink Announces New Product for broadcasting audio and video). Claims 11 and 22 depend from independent claims 1 and 12 and therefore are patentable for the reasons previously discussed.

Applicants respectfully request allowance of claims 1-26.

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